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DATE: April 17, 2007

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TO: Examiner Jerry L. Cumberlandge
COMPANY: Group Art Unit 3733FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

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FAX NUMBER: (317) 636-1507

RE: Response to Office Action for U.S. Patent Application No. 10/804,900 to J. Kenneth Burkus, et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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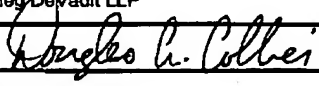
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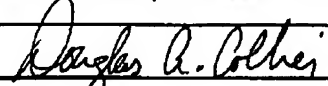
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/804,900	
	Filing Date	March 19, 2004	
	First Named Inventor	J. Kenneth Burkus, et al.	
	Art Unit	3733	
	Examiner Name	Jerry L. Cumberlandge	
Total Number of Pages in This Submission	21	Attorney Docket Number	MSD-134/PC361.18

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet
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Firm Name	Krieg DeVault LLP		
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Printed name	Douglas A. Collier		
Date	April 17, 2007	Reg. No.	43,658

CERTIFICATE OF TRANSMISSION/MAILING	
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Typed or printed name	Douglas A. Collier
Date	April 17, 2007

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
J. Kenneth Burkus et al.)	Jerry Cumberledge
)	
Application Serial No. 10/804,900)	Group Art Unit:
)	3733
Filed: March 19, 2004)	
)	Attorney Ref. No.:
METHODS AND INSTRUMENTATION FOR)	MSDI-134/PC361.18
VERTEBRAL INTERBODY FUSION)	
)	April 17, 2007

RESPONSE TO NON-FINAL OFFICE ACTION

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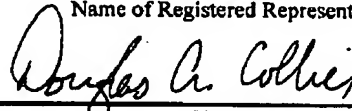
Sir:

In response to the non-final Office Action dated January 22, 2007, please enter and consider the following amendments and remarks. No fees or extensions of time are believed due for consideration of the same. However, please provide any extensions of time necessary and charge any fees which may be due to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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April 17, 2007
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Response to non-final Office Action
Application Serial No. 10/804,900
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